



DEPARTMENT OF THE NAVY
OFFICE OF NAVAL RESEARCH
875 NORTH RANDOLPH STREET
SUITE 1425
ARLINGTON, VA 22203-1995

IN REPLY REFER TO:

5720
FOIA ONR 13-069
June 11, 2013

Scriven King
MuckRock News
Dept MR 5704
PO Box 55819
Boston, MA 02205-5819

Dear Mr. King:

This is an acknowledgement of your Freedom of Information Act (FOIA) request to the Department of the Navy (DON), dated May 30, 2013. Your request was referred to the Office of Naval Research (ONR) for action and direct response to you. Your request was received on June 6, 2013, and assigned ONR FOIA Number 13-069. You requested a copy of ONR Contract N00014-09-M-0439.

You requested a waiver of fees. However, you did not provide sufficient information on which a decision can be based. Therefore, you must provide additional reasons and evidence to support your request.

There is a two-pronged test a requester must satisfy to qualify for a fee waiver. First, the requested information must be in the public interest. Second, the request must not be primarily in the requester's commercial interest. The following six factors further define the two-pronged waiver test and a requester must meet the first four factors to qualify under the public interest prong:

1. The subject of the request must concern the 'operations and activities of the government.'
2. The disclosure of information is 'likely to contribute to an understanding of government operations and activities.'
3. The disclosure of the requested information will 'contribute to public understanding.' You must provide evidence that you will meet factor 3 regarding how the information will 'contribute to public understanding.' This factor generally means the requester can disseminate the information to the general public.
4. The disclosure is likely to contribute 'significantly' to public understanding of government operations or activities.
5. The requester has a commercial interest that would be furthered by the requested disclosure.

6. Whether any identified commercial interest of the requester is sufficiently large, in comparison with the public interest in disclosure, thereby rendering the disclosure 'primarily in the commercial interest of the requester.'

You are free to provide additional information to support your request for a fee waiver. Since you have not qualified for a fee waiver at this time, you must either provide additional information or submit a statement indicating a willingness to pay duplication fees of \$.10 per page, as a media requester, before ONR can process your request.

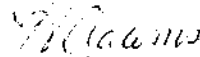
You may contact me at the following address:

Office of Naval Research
Privacy Office, Room 627
One Liberty Center, Code BD04C
875 North Randolph Street
Arlington, VA 22203-1995

When you contact this office about your request, you must reference FOIA request **ONR 13-069**.

If you have questions on this letter, please feel free to contact Leroy Winters, Jr., at (703) 696-4006 or leroy.winters.ctr@navy.mil.

Best regards,



H. Adams
Privacy Officer